

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

AFFYMETRIX, INC.,)
Plaintiff/Counter-Defendant,)
v.) C.A. No. 04-901-JJF
ILLUMINA, INC.,)
Defendant/Counter-Plaintiff.)

NOTICE OF SUBPOENA OF ANTHONY PANTONI, ESQ.

PLEASE TAKE NOTICE that the Subpoena attached hereto as Exhibit 1 will be served upon Anthony Pantoni, 401 W. A Street, Ste 1820, San Diego, CA 92101.

MORRIS, NICHOLS, ARSHT & TUNNELL

/s/ Melissa Myers

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Attorney for Plaintiff

October 12, 2005

487412

CERTIFICATE OF SERVICE

I hereby certify that on October 12, 2005, I electronically filed a Notice Of Subpoena Of Anthony Pantoni using CM/ECF which will send notification of such filing(s) to the following:

Richard K. Herrmann
Morris, James, Hitchens & Williams LLP

I also certify that copies were caused to be served on October 12, 2005 upon the following in the manner indicated:

BY HAND

Richard K. Herrmann
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BY FEDERAL EXPRESS

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